

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE ENROLLED ACT No. 1331

AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 10-14-2-5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: **Sec. 5. (a) For purposes of this section, "member of the military or public safety officer" means an individual who is:**

- (1) a member of a fire department (as defined in IC 36-8-1-8);**
- (2) an emergency medical service provider (as defined in IC 16-41-10-1);**
- (3) a member of a police department (as defined in IC 36-8-1-9);**
- (4) a correctional officer (as defined in IC 5-10-10-1.5);**
- (5) a state police officer;**
- (6) a county police officer;**
- (7) a police reserve officer;**
- (8) a county sheriff;**
- (9) a deputy sheriff;**
- (10) an excise police officer;**
- (11) a conservation enforcement officer;**
- (12) a town marshal;**
- (13) a deputy town marshal;**
- (14) a university police officer appointed under IC 20-12-3.5;**
- (15) a probation officer;**
- (16) a paramedic;**



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- (17) a volunteer firefighter (as defined in IC 36-8-12-2);
- (18) an emergency medical technician or a paramedic working in a volunteer capacity;
- (19) a member of the armed forces of the United States;
- (20) a member of the Indiana Air National Guard; or
- (21) a member of the Indiana Army National Guard.

(b) For purposes of this section, "dies in the line of duty" refers to a death that occurs as a direct result of personal injury or illness resulting from any action that a member of the military or public safety officer, in the member of the military's or public safety officer's official capacity, is obligated or authorized by rule, regulation, condition of employment or services, or law to perform in the course of performing the member of the military's or public safety officer's duty.

(c) If a member of the military or public safety officer dies in the line of duty, a state flag shall be presented to:

- (1) the surviving spouse;
- (2) the surviving children if there is no surviving spouse; or
- (3) the surviving parent or parents if there is no surviving spouse and there are no surviving children.

(d) The state emergency management agency shall administer this section and may adopt rules under IC 4-22-2 to implement this section.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Approved: _____

Governor of the State of Indiana

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HEA 1331 — Concur+

